

66192-0009

Serial No.: 10/636,069

JFW

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application: James Carl Schmidt

Application No.: 10/636,069

Filed: 08/06/2003

Title: "Protein Enhanced Low Carbohydrate  
Snack Food"

Confirmation No.: 9856

Examiner: WEIER, Anthony J.

Group Art Unit: 1761

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

(X) Response/Amendment	( ) Petition to extend time to respond
( ) New fee as calculated below	( ) Supplemental Declaration
(X) No additional fee	(X) Other: <u>return postcard</u> (fee \$ _____)

CLAIMS AS AMENDED BY A SMALL ENTITY						
FOR	CLAIMS REMAINING AFTER AMENDMENT	NUMBER EXTRA	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEES
TOTAL CLAIMS	15	MINUS	42	= 0	X \$25.00	\$0.00
INDEP. CLAIMS	4	MINUS	13	= 0	X \$100.00	\$0.00
[ ] FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM						+ \$180.00
EXTENSION FEE	[ ] 1ST MONTH \$60.00	[ ] 2ND MONTH \$225.00	[ ] 3RD MONTH \$510.00	[ ] 4TH MONTH \$795.00		\$0.00
OTHER FEES						\$
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$0.00

Please charge **\$0.00** to Deposit Account 18-0013/66192-0009. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 18-0013/66192-0009 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 18-0013/66192-0009 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate of this sheet is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:  
Commissioner for Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450.

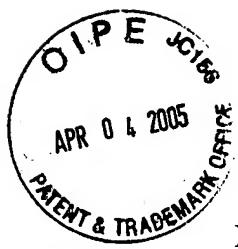
Date of Deposit: March 29, 2005

Signature: Jennifer B. McDonald  
Jennifer B. McDonald

Respectfully submitted,  
By:

Steven L. Nichols (Reg. No.: 40,326)  
Attorney/Agent for Applicant(s)  
Telephone No.: (801) 572-0185

Date: March 29, 2005



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application:  
James Carl Schmidt

Serial No.: 10/636,069

Filed: 08/06/2003

For: PROTEIN ENHANCED LOW  
CARBOHYDRATE SNACK FOOD

Confirmation No. 9856

Group Art Unit: 1761

Examiner: WEIER, ANTHONY J.

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESTRICTION REQUIREMENT AND**  
**PRELIMINARY AMENDMENT**

This is a full and timely response to the non-final Official Action mailed March 1, 2005. Examination of the application in light of the election made in this paper is now respectfully requested.